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IN THE

Supreme Court of the United States

OCTOBER TERM, 1964

No. 544

ARROW TRANSPORTATION COMPANY, ET AL., *Appellants*,

v.

THE CINCINNATI, NEW ORLEANS AND TEXAS PACIFIC RAILWAY COMPANY, ET AL., *Appellees*.

No. 545

INTERSTATE COMMERCE COMMISSION, *Appellant*,

v.

THE CINCINNATI, NEW ORLEANS AND TEXAS PACIFIC RAILWAY COMPANY, ET AL., *Appellees*.

On Appeals from the United States District Court for the Southern District of Ohio

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MOTION TO AFFIRM

WILLIAM A. McCLAIN
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214 City Hall
Cincinnati 2, Ohio

PRESS OF BYRON S. ADAMS, WASHINGTON, D. C.

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MOTION TO AFFIRM

The City of Cincinnati, a party plaintiff below, and appellee here, pursuant to Rule 16, Paragraph 1(c), of the Revised Rules of this Court, respectfully moves, for the reasons and on the grounds stated in the mo-

tion to affirm filed on October 29, 1964, by Southern Railway System lines, that the judgment of the District Court be affirmed.

WILLIAM A. MCCLAIN
City Solicitor
City of Cincinnati
214 City Hall
Cincinnati 2, Ohio